

EXHIBIT 5

for

For Federal Criminal/Civil case -- BRIEF /
MEMORANDUM OF LAW AND ATTACHED
EXHIBITS IN SUPPORT OF THE PETITIONER'S
MOTION TO VACATE, SET ASIDE, OR CORRECT A
SENTENCE BY A PERSON IN FEDERAL
CUSTODY. MOTION UNDER 28 U.S.C. § 2255
by Brian David Hill

Ally of Q, Former news reporter of USWGO Alternative News
JUSTICEFORUSWGO.WORDPRESS.COM



ORDER IN MISDEMEANOR OR
TRAFFIC INFRACTION PROCEEDING

Case No. CR19000009-00

MARTINSVILLE CIRCUIT COURT Circuit Court
MARTINSVILLE

v.

BRIAN DAVID HILL
310 FOREST ST, APT 1

MARTINSVILLE, VA. 24112

The Defendant was this day ☐ tried in absence ☒ present

Attorney: CLARK, MATT

Original Charge: INDECENT EXPOSURE

Code Section: 18.2-387

Virginia Crime Code: OBS-3713-O1

Plea:

☒ Not Guilty☐ Guilty as Charged☐ Guilty to Amended Charge☐ Nolo Contendere☐ Consent by Defendant to Waiver of Jury☐ Concurrence of Court and Commonwealth's Attorney☐ Plea voluntarily and intelligently entered after defendant was apprised of his right against compulsory self-incrimination, right to confront the witnesses against him, and right to a jury trial.

Charge: INDECENT EXPOSURE

Code Cite: 18.2-387

Virginia Crime Code: OBS-3713-O1

Finding:

☐ Not Guilty☐ Guilty of☐ Guilty as Charged ☐ Plea Agreement Accepted☒ Appeal/Withdraw/Affirm☐ Appeal not timely filed☐ Facts sufficient to find guilt but defer adjudication/disposition to

DATE AND TIME

Charge: INDECENT EXPOSURE

Code Cite: 18.2-387

Virginia Crime Code: OBS-3713-O1

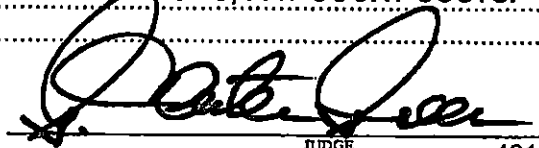
Order:

☐ Nolle Prosequi ☐ Dismissed ☐ Dismissed with Prejudice ☐ Continued to ☒ COSTS imposed

DATE AND TIME

☐ FINE ☐ CIVIL PENALTY of \$ with \$ suspended☒ JAIL SENTENCE of 30 DAYS imposed, ☐ of which days mandatory minimum, with suspended for a period of, conditioned upon being of good behavior, keeping the peace, obeying this order and for paying fines and costs.

Credit is allowed pursuant to § 53.1-187 for time spent in confinement.

☐ Serve jail sentence beginning ☐ on weekends only☐ Work release ☐ authorized if eligible ☐ required ☐ not authorized☐ Public work force ☐ authorized ☐ not authorized☐ on PROBATION for ☐ VASAP ☐ local community-based probation agency☐ DRIVER'S LICENSE suspended for☐ Restricted Driver's License per attached order☐ Ignition Interlock for☐ Attached ORDER FOR RESTITUTION incorporated.☐ COMMUNITY SERVICE hours to be completed by and supervised by ☐ to be credited against fines and costs☐ Contact prohibited between defendant and victim/victim's family or household members☐ Reimburse Commonwealth for investigatory medical fees ☐ Pay \$50 fee to the Court for Trauma Center Fund☐ Registration pursuant to Code § 9.1-903 for offenses defined in § 9.1-902 is required.☐ Remanded for ☐ CCRE Report ☐☐ Bail on Appeal \$☒ Other: DEF CHANGED HIS PLEA TO GUILTY AND AFFIRMED JUDGE GDC, PAY COURT COSTS.11/18/19
DATE
JUDGE

431

DISPOSITION NOTICE
 Commonwealth of Virginia

DISPOSITION TO THE SHERIFF, JAIL OFFICER OR CORRECTIONAL OFFICER:
 Confine the person named in this notice in your facility in accordance with the order(s) below.
HOWEVER, if the defendant appeals ANY of the charges below, **DO NOT RELEASE** him or her until ALL conditions of bail are met.

MARTINSVILLE
 CITY OR COUNTY

HILL, BRIAN DAVID
 NAME OF DEFENDANT (LAST, FIRST, MIDDLE) AND ALIAS, IF ANY

☒ Male ☐ Female ☒ Adult ☐ Juvenile

☐ General District Court ☐ Traffic ☐ Criminal ☐ Civil Division
☐ Juvenile and Domestic Relations District Court ☒ Circuit Court

DATE OF BIRTH 05/26/1990

☐ DISPOSITION ADDENDUM listing additional cases is attached and incorporated.

1. Case No. CR19000009-00 Offense Date 09/21/2018 Original Charge **INDECENT EXPOSURE**

☐ Not guilty ☐ Nolle prosequi ☐ Dismissed

☒ Convicted of **INDECENT EXPOSURE**

☐ State Code § ☒ Local Ordinance 18.2-387

VCC OBS-3713-01 OTN 690GM1800003560

☐ Appeal noted ☐ Certified to Grand Jury

☒ Jail sentence of 30 DAYS imposed with FINE/COST OTHER suspended.

☒ mos. 30 days hours to be served in jail ☐ of which days mandatory minimum confinement.

☐ Committed to the Department of Corrections for

☐ Committed to the Department of Juvenile Justice for

☐ Extradition waived, and Form DC-375 WAIVER OF EXTRADITION attached. If not delivered to Demanding State, return to court on at

Credit is allowed pursuant to § 53.1-187 for time spent in confinement.

2. Case No. Offense Date Original Charge

☐ Not guilty ☐ Nolle prosequi ☐ Dismissed

☐ Convicted of

☐ State Code § ☐ Local Ordinance

VCC OTN

☐ Appeal noted ☐ Certified to Grand Jury

☐ Jail sentence of imposed with FINE/COST OTHER suspended.

☐ mos. days hours to be served in jail ☐ of which days mandatory minimum confinement.

☐ Committed to the Department of Corrections for

☐ Committed to the Department of Juvenile Justice for

☐ Extradition waived, and Form DC-375 WAIVER OF EXTRADITION attached. If not delivered to Demanding State, return to court on at

Credit is allowed pursuant to § 53.1-187 for time spent in confinement.

☐ Civil Contempt ☐ To be served in jail ☐ Released upon payment of \$ support arrearages

to: PAYEE

☐ Restitution ordered: \$

☐ Other

SPECIAL CONDITIONS: ☐ Weekend ☐ Delayed confinement to begin on DATE TIME

☐ Work release ☐ Work release (if eligible) ☐ Home-electronic incarceration ☐ Drug testing ordered

☐ Public Workforce Authorized

BAIL AMOUNT: \$ ☐ If transferred or certified to Circuit Court ☐ If appealed

☐ Secured ☐ Unsecured ☐ Recognizance ☐ Held without bail ☐ No change in existing bail amount

☐ No change in existing bail conditions **Circuit Court date and time:**

ADDITIONAL BAIL CONDITIONS: Accused ☐ may ☐ may not depart the Commonwealth of Virginia.

☐ Future Support Bond \$ ☐ Support Arrearage Bond \$ ordered and must be posted with the Clerk within thirty (30) days of civil contempt finding/criminal contempt conviction. (Form DC-460)

Order 15, 2019

DATE (PAGE 1 OF 1) ☐ CLERK ☐ JUDGE